

COMMONWEALTH OF MASSACHUSETTS
DEPARTMENT OF TELECOMMUNICATIONS AND ENERGY

D.T.E. 02-46

THIRD SET OF INFORMATION REQUESTS TO
THE TOWN OF FRAMINGHAM

Pursuant to 220 C.M.R. § 1.06(6)(c), the Department of Telecommunications and Energy (“Department”) submits to the Town of Framingham (“Framingham”) the following Information Requests.

Instructions

The following instructions apply to this set of Information Requests and all subsequent Information Requests issued by the Department to Framingham in this proceeding.

1. Each request should be answered in writing on a separate, three-hole punch page with a recitation of the request, a reference to the request number, the docket number of the case and the name of the person responsible for the answer. Attachments should be labeled and attached to the first information request response to which the document is responsive; subsequent information request responses may reference the attachment without attaching additional copies, e.g., DTE F-2-1, exh. A.
2. Do not wait for all answers to be completed before supplying answers. File the responses as they are completed but no later than the close of business on **May 7, 2003**.
3. These requests shall be deemed continuing so as to require further supplemental responses if the respondent or its witnesses receive or generate additional information within the scope of these requests between the time of the original response and the close of the record in this proceeding.
4. The term “document” is used in its broadest sense and includes, without limitation, writings, drawings, graphs, charts, photographs, phono-records, microfilm, microfiche, computer printouts, correspondence, handwritten notes, records or reports, bills, checks, articles from journals or other sources and other data compilations from which information can be obtained and all copies of such documents that bear notations or other markings that differentiate such copies from the original.
5. If any one of these requests is ambiguous, notify the Hearing Officer so that the request may be clarified prior to the preparation of a written response.

6. Please serve one (1) original copy of the responses on Mary Cottrell, Secretary of the Department, and one (1) copy to each party on the service list. Also submit six (6) copies of the responses to Jesse S. Reyes, Hearing Officer.
7. When feasible, copies of all nonproprietary documents that are filed with the Department must also be submitted to the Department in electronic format using one of the following methods: (1) by e-mail attachment to dte.efiling@state.ma.us and to Jesse.Reyes@state.ma.us; or (2) on a 3.5" disk, IBM-compatible format. The text of the e-mail or the disk label must specify: (1) an easily identifiable case caption, (2) docket number D.T.E. 02-46, (3) name of the party submitting the filing, and (4) title of the document. The electronic filing should also include the name, title, and phone number of a person to contact in the event of questions about the filing. Electronic copies should be written in either Word Perfect (naming the document with a ".wpd" suffix), Microsoft Word (naming the document with a ".doc" suffix), or Adobe Acrobat (naming the document with a ".pdf" suffix). Data or spreadsheet responses should be compatible with Microsoft Excel. Documents submitted in electronic format will be posted on the Department's website, <http://www.mass.gov/dpu>. Electronic copies must also be provided to all persons on the service list and to Department staff for this proceeding.

Electronic copies must be submitted on the same date that paper copies are filed with the Department. Electronic submission is not a substitute for filing and service of materials.

8. Documents are deemed filed upon receipt in hand or via first class mail of the original paper copies, by the Secretary of the Department, not upon mailing or electronic submission.

Information Requests

- DTE F-3-1 At how many points downstream of Ashland's discharges into the Framingham sewerage system does Framingham sewage flow into shared facilities? Please identify these locations, using street names, intersections, and sewer line names or sizes as reference points.
- DTE F-3-2 Please refer to proposed Exh. FR-11 (corrected Table 6.2 of SEA's Sewer Rate Assessment Study).
- a. Please identify in greater detail the locations of the starting and ending points of the pipe segments by referring to nearby street intersections and/or tributary sewer lines.

- b. Why did SEA choose these particular points to define the pipe segments?
- c. Does the share in the second column represent Ashland's use percentage at the start of the segment, the end of the segment, or something else?

DTE F-3-3 Please compare proposed Exh. DTE-1 (Massachusetts Water Resources Authority Community Sewerage Map for the Town of Framingham (November 2001), provided by Framingham in response to the Hearing Officer's Memorandum of September 25, 2002) with Framingham's response to information request ASH 1-2. The map appears to indicate that the sewer that parallels the railroad tracks in the vicinity of Beaver Dam Brook is 18 inches in diameter, but then drops to 14 inches along Herbert Street. The response to ASH 1-2 indicates that the pipe along Herbert Street from Eames Street to Irving Street is 24 inches in diameter. Please clarify the diameter(s) of the sewer from Bates Road to the intersection of Herbert and Irving Streets.

DTE F-3-4 Please provide a schematic diagram that clearly identifies the various sewer lines (including street names and sewer diameters) that are obscured by the labels for the public connections to MWRA facilities in the vicinity of the Arthur Street Pump Station in proposed Exh. DTE-1. The diagram should make it clear which flows combine with flows from the 24" Waverly Street and 42" Morton Street interceptors prior to entering the pump station.

DTE F-3-5 Please refer to Framingham's responses to information requests DTE F-1-7 and ASH 1-9.

- a. Describe the nature of the "emergency overflow situations." What facilities or properties are affected? Approximately how often do such situations occur?
- b. Please complete your response to ASH 1-9 regarding costs incurred by Framingham to respond to emergency overflows on Ashland-owned facilities.

DTE F-3-6 Does Framingham currently have plans to do repair work on any of the shared facilities? If so, what is the nature of the work to be performed, where is it to be performed, and what is the anticipated schedule for performing the work? Please explain whether these projects would be performed by Framingham employees or by contractors.

- DTE F-3-7 Please describe the types of routine maintenance tasks that Framingham performs on the shared facilities. For each type of task, explain whether the work is typically performed by Framingham staff or by contractors.
- DTE F-3-8 Please refer to Framingham's response to information request ASH 1-13. Where are the two siphons mentioned located?
- DTE F-3-9 Please refer to proposed Exh. FR-5 (Agreement between City of Brockton and Town of Abington).
- a. At how many discrete points does Abington's sewage enter Brockton?
 - b. Please provide Brockton's formula for calculating the "Transport Fee," as described in the third amendment to the agreement. In addition, please detail the components of that calculation, describing the costs that are included or excluded and any assumptions made.
- DTE F-3-10 Please refer to proposed Exh. FR-6, at 17 (Agreement between Town of Bellingham and Charles River Water Pollution Control District). In § 303 of the agreement, does the "net operating cost of the District" include both the treatment works and the collections system?
- DTE F-3-11 Please refer to proposed Exh. FR-7, at ¶ 7(g) (Agreement between Town of Rockland and Town of Abington). Please clarify whether the "costs of operation and maintenance of the plant" refer to both the treatment works and the collections system.
- DTE F-3-12 Refer to Mr. Geribo's testimony at 16-17 and proposed Exh. FR-2, at 6-21 (SEA's May 2001 Sewer Rate Assessment Study).
- a. Please provide a list or description of all of the costs that are included in the "Total Costs" component of the formula proposed to calculate Framingham's O&M Costs.
 - b. Do "Total Costs" include overhead costs incurred by Framingham? If not, why not? If so, please provide a list of such overhead costs and a justification for why they should be included in Ashland's sewer rate.

DTE F-3-13 Refer to Mr. Geribo's testimony at 31 and proposed Exh. FR-2, at 6-22.

- a. Please explain what is meant by "Actual Construction Costs" in the equation found under item 3 of proposed Exh. FR-2, at 6-22 .
- b. Does Framingham have the ability to track the costs of construction projects that have occurred specifically on the sewer facilities shared by Framingham and Ashland in a given year? If not, how would Framingham calculate the "Actual Construction Costs" in a given year?

DTE F-3-14 Refer to Mr. Geribo's testimony at 17 and proposed Exh. FR-4 (Framingham response to Department's first set of information requests, Tab G). The total Framingham sewer budget referenced in proposed Exh. FR-4 indicates that it is inclusive of "indirect costs." Please provide a list of these "indirect costs." For each indirect cost, explain why it should be included in the calculation of Ashland's rate.

DTE F-3-15 Refer to Mr. Addelson's testimony at 5. Is the threshold of \$25,000 and a useful life of 5 or more years the distinction between a capital project and an O&M cost? If not, what standard does Framingham use to differentiate between a capital project and an O&M cost?

DTE F-3-16 Refer to Mr. Addelson's testimony at 5. Please provide the capital and O&M budgets approved at the Framingham town meetings for the last five years. Also provide the actual reconciled amount for the capital and O&M budgets for the last five years.

DTE F-3-17 Please describe how Framingham tracks sewer system maintenance tasks and their costs.

- a. Does Framingham use a work order system to track sewer system maintenance tasks?
- b. If so, is the system computerized? If the system is not currently computerized, does the Town anticipate obtaining a computer-based work order system, and if so, when?
- c. If the Town does not use a work order system, how does it track the locations and costs of sewer maintenance tasks or projects?

DTE F-3-18 Refer to Mr. Geribo's testimony at 16, line 16. Please provide detailed cost accounting for the \$2,317,000 figure referenced here. Provide this information by project number, location and work order, if available. Also, please indicate what portion of these costs is indirect costs and provide a detailed breakdown of these indirect costs.